

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK**

**DANA M. MADONIA,**

**Plaintiff,**

**v.**

**6:09-CV-0552**

**MICHAEL J. ASTRUE, as Commissioner  
of the Social Security Administration,**

**Defendant.**

**APPEARANCES:**

Office of Peter W. Antonowicz  
148 West Dominick Street  
Rome, NY 13440  
Attorney for Plaintiff

▀ Social Security Administration  
Office of Regional General Counsel  
Region II  
26 Federal Plaza - Room 3904  
New York, NY 10278  
Attorney for Defendant

**OF COUNSEL:**

Peter W. Antonowicz, Esq.

Vernon Norwood, Esq.  
Special Assistant U.S. Attorney

**NORMAN A. MORDUE, CHIEF U. S. DISTRICT JUDGE**

**ORDER**

W The above matter comes to me following a Report-Recommendation by Magistrate Judge Victor E. Bianchini, duly filed on the 2<sup>nd</sup> day of June 2011. Following fourteen (14) days from the service thereof, the Clerk has sent me the file, including any and all objections filed by the parties herein.

After careful review of all of the papers herein, including the Magistrate Judge's Report-Recommendation, and no objections submitted thereto, it is

**ORDERED** that:

1. The Report-Recommendation is hereby adopted in its entirety.
2. The Commissioner's decision denying disability benefits is remanded for further proceedings in accordance with the Report-Recommendation and pursuant to sentence four of 42 U.S.C. Section 405(g).
3. The Clerk of the Court shall serve a copy of this Order upon all parties and the Magistrate Judge assigned to this case.

**IT IS SO ORDERED.**

Dated: June 20, 2011  
Syracuse, New York

  
\_\_\_\_\_  
Norman A. Mordue  
Chief United States District Court Judge

v

M